

HOUSE BILL 3243  
By Cochran

AN ACT to amend Tennessee Code Annotated, Title 37,  
Chapter 1; Title 39 and Title 40, Chapter 39, Part  
2, relative to juvenile sexual offenders.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 37, Chapter 1, Part 1, is amended by  
inserting the following as a new, appropriately designated section thereto:

(a) Any person who has been adjudicated delinquent for committing or  
attempting to commit any of the following offenses shall be considered a juvenile sex  
offender and shall be required to register as a juvenile sex offender by complying with  
the requirements of this section:

- (1) Sexual battery, under §39-13-505;
- (2) Statutory rape, under §39-13-506;
- (3) Aggravated prostitution, under §39-13-516;
- (4) Sexual exploitation of a minor, under §39-17-1003;
- (5) Incest, under §39-15-302;
- (6) False imprisonment where the victim is a minor, under §39-13-302,  
except when committed by a parent of such minor;
- (7) Indecent exposure, under §39-13-511;
- (8) Spousal sexual battery, under §39-13-507(d)(1);
- (9) Aggravated rape, under §39-13-502;
- (10) Rape, under §39-13-503;
- (11) Aggravated sexual battery, under §39-13-504;
- (12) Rape of a child, under §39-13-522;

(13) Aggravated sexual exploitation of a minor, under §39-17-1004;

(14) Especially aggravated sexual exploitation of a minor, under §39-17-1005;

(15) Aggravated kidnapping where the victim is a minor, under §39-13-304, except when committed by a parent of such minor;

(16) Especially aggravated kidnapping where the victim is a minor, under §39-13-305, except when committed by a parent of such minor; or

(17) Criminal exposure to HIV, under § 39-13-109(1).

(b) Any state agency having supervision over a juvenile required to register as a sex offender or any court having jurisdiction over a juvenile required to register as a juvenile sex offender, or any person required to register as a juvenile sex offender, shall, within ten (10) days of the juvenile offender moving to any county of this state, register with the sheriff of the county. If such juvenile offender changes residence or address, the state agency, court or person shall inform the sheriff within ten (10) days of the new residence or address and shall also be required to register with the sheriff of any new county of residence. Registration shall be accomplished by completing a registration form which shall be developed by the administrative office of the courts and made available by no later than October 1, 2006. The form shall include, but shall not be limited to, the following information:

(1) A statement in writing signed by the juvenile, giving the juvenile's name, address, Social Security number, phone number, school in which enrolled, place of employment, offense which requires registration, including the date, place, and a brief description of such offense, date and place of adjudication regarding such offense, and age and gender of the victim at the time of the offense; and

(2) The fingerprints and a photograph of the juvenile.

(c) Sheriffs shall maintain the registration forms of those juvenile offenders in their jurisdictions who register as required by this section. Any information about a juvenile sex offender collected pursuant to this section is not a public record and shall not be made available for public inspection. The registration information must be maintained by the sheriff in a manner that keeps it separate from other information that maintains the confidentiality of the information, and the information may be released by the sheriff only to law enforcement agencies.

(d)

(1) Any juvenile who is required to register pursuant to this section but who fails to do so or who provides false information on the registration form is subject to disposition pursuant to this chapter.

(2) Any person eighteen (18) years of age or over who is required to register pursuant to this section but who fails to do so, or who provides false information on the registration form, commits a Class A misdemeanor.

(e) Any juvenile to whom the registration requirement of this section applies shall be informed by the official in charge of the juvenile's custody, upon the juvenile's discharge or release from such custody, of the requirement to register pursuant to this section. Such official shall obtain the address where such juvenile expects to register upon being discharged or released and shall report the juvenile's name and address to the sheriff where the juvenile will be required to register. This requirement to register upon discharge or release from custody does not apply in situations where the juvenile is temporarily released under guard or direct supervision from a detention facility or similar custodial facility.

(f) The requirement to register as a juvenile sex offender shall terminate upon the juvenile offender reaching twenty-five (25) years of age, or upon the juvenile offender being required to register as a sexual offender or violent sexual offender pursuant to title 40, chapter 39, part 2, if applicable.

(g) This section does not apply to any person who was tried and convicted as an adult for committing any offense which triggers the requirement for such person to register as a sexual offender or violent sexual offender pursuant to title 40, chapter 39, part 2.

SECTION 2. This act shall take effect January 1, 2007, the public welfare requiring it.